

MINUTES



Draft Regular Meeting of the Board of Directors

May 19, 2023 9:00 a.m.

Board Members Present:

Chair: Jason Campbell, City of Seaside

Vice Chair: Kim Shirley, City of Del Rey Oaks

Directors: Leo Laska, Pebble Beach Community Services District
 Bruce Delgado, City of Marina
 Jerry Blackwelder, City of Sand City
 Wendy Root Askew, County of Monterey
 Bill Peake, City of Pacific Grove
 Karen Ferlito, City of Carmel-by-the-Sea

Absent: Kim Barber, City of Monterey

Staff Members Present: Felipe Melchor, General Manager
 Rob Wellington, Legal Counsel
 Guy Petraborg, Director of Engineering & Compliance
 Helen Rodriguez, Director of Finance & Administration
 Berta Torres, Human Resources Manager
 David Ramirez, Senior Engineer
 Garth Gregson, Accounting Manager
 Kristin O'Hara, Communications and Public Education Manager
 Ida Gonzales, Executive Assistant/Board Clerk
 Rosemary Perez, Accounting Technician
 Erica Espinoza, Accounting Assistant
 Ana Quiroz, Administrative Support Specialist II
 Fatima Ochoa, Human Resources Assistant

Call to Order at 9:00 a.m.

Roll Call & Establishment of Quorum

Notice duly given and presence of a quorum established, the May 19, 2023 Regular Meeting of the Monterey Regional Waste Management District dba ReGen Monterey Board of Directors was called to order by Chair Campbell at 9:00 a.m.

Pledge of Allegiance

Public Communications

Anyone wishing to address the Board on matters not appearing on the agenda may do so now. Please limit comments to a maximum of three (3) minutes. The public may comment on any other matter listed on the agenda at the time the matter is being considered by the Board. For information about submitting public comments in writing in advance of the meeting, please see the Meeting Information section of this agenda.

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Let's not waste this.



Public Comments were made by Monterey Bay Charter School Students. Chair Campbell presented a Certificate of Appreciation to Monterey Bay Charter School for Implementing a Food Scrap Composting program and for their contributions and commitment to sustainability.

Consent

These matters include routine financial and administrative actions, which are usually approved by a single majority vote. Individual items may be removed from consent for discussion and action.

- 1. Approve Minutes of April 21, 2023, Regular Board Meeting.**
- 2. Approve Report of Disbursements, and Board & Employee Reimbursements for April 2023.**
- 3. Receive April 5, 2023 Personnel Committee Minutes.**
- 4. Receive May 3, 2023 Finance Committee Draft Minutes.**
- 5. Received May 3, 2023 Personnel Committee Draft Minutes.**
- 6. Approve New Limited Lease of Land for Farming Operation with Neponset Ag of Monterey County, CA.**
- 7. Approve the Purchase of Two New Liebherr L556X Wheel Loaders with 8CY Tink Roll-out Buckets from Bejac of Placentia, CA for \$780,000 Plus the 7.75% Sales Tax Amount.**
- 8. Approve Agreement with Geo-Logic Associates, of Grass Valley, CA, for Construction Quality Assurance (CQA) Monitoring of Module 7 Landfill Liner Construction. The cost for the required services will be billed on a time and materials basis, with prevailing wages, in the amount of \$385,000 (includes 15% contingency). Funds have been included in the Capital Outlay portion of the Budget for FY 2022/2023 and are included in the Preliminary Budget for FY 2023/2024 for this work.**
- 9. Approve FY 2023-24 Amendments to Exhibits A & B of the MOU between ReGen Monterey and its Member Jurisdictions Regarding Compliance with California's Senate Bill 1383.**
- 10. Adopt Resolution 2023-05 Recognizing Public Works Week of May 21-27, 2023.**

It was moved by Director Laska seconded by Director Shirley To: Approve the consent agenda items.

The Motion was passed by the following vote:

| | | |
|----------------------------------|------------------------------|--------------------------------|
| <i>Director Askew: Yes</i> | <i>Director Delgado: Yes</i> | <i>Director Peake: Yes</i> |
| <i>Director Barber: Absent</i> | <i>Director Ferlito: Yes</i> | <i>Vice Chair Shirley: Yes</i> |
| <i>Director Blackwelder: Yes</i> | <i>Director Laska: Yes</i> | <i>Chair Campbell: Yes</i> |

There were no public comments.

Legal Counsel provided clarification on the May 2023 minutes. A correction will be made to the Teleconferencing Policy to reflect a change to section B of the policy instead of section C. The correction to the policy will be made and posted online.

Recognition/Presentations

- 11. Presentation of 2023 Artist in Residence Exhibit "A microcosm of Hope" by Jesse Villarruel.**



The General Manager and Eric Palmer, Public Education and Outreach Specialist introduced Jesse Villarruel the 2023 Artist in Residence. The Artist in Residence program is a partnership between the Veteran's Transition Center (VTC), ReGen Monterey and CSUMB. Mr. Villarruel presented photographs of his artwork inspired by ReGen Monterey Employees and shared his experience participating in the program. The Board thanked Mr. Villarruel for his participation in the program and appreciated his artwork. A digital copy of Mr. Villarruel's artwork will be shared on ReGen Monterey's website and social media accounts.

12. Presentation of Resolution 2023-05 Recognizing Public Works Week of May 21-27, 2023.

David Ramirez, Senior Engineer and American Public Works Association (APWA) member accepted the resolution on behalf of the APWA. This recognition brings awareness to the work that is done by all those working in Public Works.

13. Presentation of 2023 SB 1383 Contamination Monitoring Results by Blue Strike Environmental.

Katie James of Blue Strike Environmental presented on the SB1383 Lid Flipping results required by 2023 SB 1383. Board comments and discussion followed on the need for Public Education to decrease contamination and results of the study.

Todd Wild made a Public Comment regarding public education.

Discussion/Action

14. Receive Draft Budget for Fiscal Year 2023/24 and Provide Direction to Staff.

Garth Gregson, Finance Manager presented a summary of the Final Budget to the Board. No action was taken. The Final Budget will be presented for approval at the June Board meeting.

15. Schedule a Public Hearing for the June 23, 2023 Board Meeting to Consider:

- a. FY2023/24 Tip Fee Increases for All Gate Rate Items. Effective July 1, 2023; and**
- b. Single Stream Recycling Rates will remain at \$40 per ton for all member agencies.**

General Manger provided a summary of the changes to the FY 2023/24 Tip Fee increases for all gate rate items.

It was moved by Director Laska seconded by Director Shirley To: Schedule a Public Hearing for the June 23, 2023 Board Meeting to Consider: a) FY2023/24 Tip Fee Increases for All Gate Rate Items. Effective July 1, 2023; and b) Single Stream Recycling Rates will remain at \$40 per ton for all member agencies.

The Motion was passed by the following vote:

| | | |
|----------------------------------|------------------------------|--------------------------------|
| <i>Director Askew: Yes</i> | <i>Director Delgado: Yes</i> | <i>Director Peake: Yes</i> |
| <i>Director Barber: Absent</i> | <i>Director Ferlito: Yes</i> | <i>vice Chair Shirley: Yes</i> |
| <i>Director Blackwelder: Yes</i> | <i>Director Laska: Yes</i> | <i>Chair Campbell: Yes</i> |

There were no public comments.



16. Approve Lease and Feasibility Study Agreement for the Sitos Group Biochar Pilot Study.

Guy Petraborg, Director of Engineering and Compliance presented on the Biochar Pilot Study at ReGen Monterey. The presentation included the Pilot Study Schedule Plan, an overview of the Biochar Technology, and the benefits of the Biochar process. The agreement is for one year with an optional annual 1-year agreement extension until 2025 by mutual consent. The pilot study is a partnership between Sitos, Monterey Pacific, Keith Day company, Applied Gaia and ReGen Monterey. Board discussion followed on the technology used to create the Biochar and a review of the agreement.

It was moved by Director Askew, seconded by Director Delgado To: Approve Lease and Feasibility Study Agreement for the Sitos Group Biochar Pilot Study to include a change to the agreement to the use of District water to read only as needed to Operate the Biochar.

The Motion was passed by the following vote:

Director Askew: Yes

Director Delgado: Yes

Director Peake: Yes

Director Barber: Absent

Director Ferlito: Yes

Vice Chair Shirley: Yes

Director Blackwelder: Yes

Director Laska: Yes

Chair Campbell: Yes

There were no public comments.

Staff Reports

17. Review Finance, Operating, and Recycling Reports

Garth Gregson, Finance Manager provided a report on ReGen Monterey Finances.

18. Report on Technical Advisory Committee (TAC) and SB 1383 – May 10, 2023 Meeting

Zoe Shoats, Director of Public Education and Communications provided a summary of the TAC report provided in the Board packet.

Other Correspondence

Board Communications

General Manager Communications

Closed Session

No Public Comments on Closed Session

The Board went into Closed Session at 12:00 p.m.

As permitted by Government Code Section 54956 et seq., the Board may adjourn to a closed session to consider specific matters dealing with litigation, certain personnel matters, real property negotiations or to confer with the ReGen Monterey's Meyers-Milias-Brown Act representative.

- 1) Public Employee Performance Evaluation: General Manager

Return to Open Session

The Board came back into open session at 12:45 p.m., and Legal Counsel announced that in the closed session, as listed on the agenda, the Board received information presented to it by the staff negotiators, the matter was discussed by the Board, and no reportable action was taken.



ADJOURNMENT

There being no further business to come before the Board at this time, the May 19, 2023 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned by Chair Campbell at 12:45 p.m.

RECORDED BY:

Ida Gonzales
Executive Assistant/ Board Clerk

AUTHENTICATED BY:

Felipe Melchor
General Manager/Secretary